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December 16, 2020

The Honorable U.S. District Judge Rachel P. Kovner
U.S. District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: Moshen v. SmileDirectClub
Civil Case No.: 1:20-cv-04053-RPK-PK

Dear Judge Kovner:

The undersigned represents the Plaintiff in the above captioned matter.

Please be advised that this matter has been settled. It is therefore respectfully requested that the matter be stayed for sixty days to allow the parties to finalize settlement details and submit a Stipulation of Dismissal.

It is further respectfully requested that the pending Motion to Dismiss be held in abeyance pending the settlement.

Defendant's counsel has consented to this request and is copied on this communication.

Kindly contact the undersigned with any questions or concerns regarding the foregoing.

Thank you.

Respectfully submitted,

/s/ Yitzchak Zelman
Yitzchak Zelman, Esq.
MARCUS ZELMAN, LLC

YZ/llh